



# Daily Digest

**Federal Communications Commission**  
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## THE FOLLOWING ITEMS ARE DATED AND RELEASED TODAY:

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### NEWS RELEASES

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FCC AND EMMIS COMMUNICATIONS CORPORATION ENTER INTO \$300,000 CONSENT DECREE CONCERNING INDECENCY RESTRICTIONS. News Release. News Media Contact: Janice Wise at (202) 418-8165 EB. Contact Lisa Fowlkes at (202) 418-7450 [DOC-250911A1.doc](#) [DOC-250911A1.pdf](#) [DOC-250911A1.txt](#)

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### PUBLIC NOTICES

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Report No: TEL-00821 Released: 08/12/2004. INTERNATIONAL AUTHORIZATIONS GRANTED. (DA No. 04-2520). IB. Contact: (202) 418-1460 [DA-04-2520A1.pdf](#) [DA-04-2520A1.txt](#)

Report No: 45797 Released: 08/12/2004. BROADCAST ACTIONS. MB [DOC-250828A1.txt](#) [DOC-250828A1.pdf](#)

Report No: 25797 Released: 08/12/2004. BROADCAST APPLICATIONS. MB [DOC-250826A1.txt](#) [DOC-250826A1.pdf](#)

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### TEXTS

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AT&T CORPORATION. Denied the complaint regarding unauthorized change of subscriber's telecommunications carrier. Action by: Deputy Chief, Consumer Policy Division, Consumer and Governmental Affairs Bureau. Adopted: 08/10/2004 by ORDER. (DA No. 04-2510). CGB [DA-04-2510A1.doc](#) [DA-04-2510A1.pdf](#) [DA-04-2510A1.txt](#)

AT&T CORPORATION. Resolved the complaints regarding unauthorized change of subscriber's telecommunications carrier. Action by: Deputy Chief, Consumer Policy Division, Consumer and Governmental Affairs Bureau. Adopted: 08/10/2004 by ORDER. (DA No. 04-2511). CGB [DA-04-2511A1.doc](#) [DA-04-2511A1.pdf](#) [DA-04-2511A1.txt](#)

RULES AND REGULATIONS IMPLEMENTING THE CONTROLLING THE ASSAULT OF NON-SOLICITED PORNOGRAPHY AND MARKETING ACT OF 2003; RULES AND REGULATIONS IMPLEMENTING THE TELEPHONE CONSUMER PROTECTION ACT OF 1991. The FCC takes action to protect consumers from receiving unsolicited commercial messages on their wireless phones and pagers. The action implements the Controlling Assault of Non-Solicited Pornography and Marketing Act of 2003 (CAN-SPAM Act or Act). (Dkt No. 02-278 , 04-53). Action by: the Commission. Adopted: 08/04/2004 by ORDER. (FCC No. 04-194). CGB [FCC-04-194A1.doc](#) [FCC-04-194A2.doc](#) [FCC-04-194A3.doc](#) [FCC-04-194A1.pdf](#) [FCC-04-194A2.pdf](#) [FCC-04-194A3.pdf](#) [FCC-04-194A1.txt](#) [FCC-04-194A2.txt](#) [FCC-04-194A3.txt](#)

REVIEW OF THE EMERGENCY ALERT SYSTEM. Examined the EAS, and seek comment on whether EAS can be improved to be a more effective mechanism for warning the American public of an emergency. (Dkt No. 04-296). Action by: the Commission. Adopted: 08/04/2004 by NPRM. (FCC No. 04-189). EB [FCC-04-189A1.doc](#) [FCC-04-189A2.doc](#) [FCC-04-189A3.doc](#) [FCC-04-189A4.doc](#) [FCC-04-189A5.doc](#) [FCC-04-189A6.doc](#) [FCC-04-189A1.pdf](#) [FCC-04-189A2.pdf](#) [FCC-04-189A3.pdf](#) [FCC-04-189A4.pdf](#) [FCC-04-189A5.pdf](#) [FCC-04-189A6.pdf](#) [FCC-04-189A1.txt](#) [FCC-04-189A2.txt](#) [FCC-04-189A3.txt](#) [FCC-04-189A4.txt](#) [FCC-04-189A5.txt](#) [FCC-04-189A6.txt](#)

FTP CORPORATION. Issued a monetary forfeiture in the amount of \$3,200 for failure to operate Station KNTB in accordance with the Station's authorized power and hours of operation. Action by: Chief, Enforcement Bureau. Adopted: 08/10/2004 by Forfeiture Order. (DA No. 04-2494). EB [DA-04-2494A1.doc](#) [DA-04-2494A1.pdf](#) [DA-04-2494A1.txt](#)

INFINITY RADIO OPERATIONS, INC. Imposed a forfeiture of \$4,000 on Infinity Radio Operations, Inc. for broadcasting a telephone conversation without first informing the party to the conversation or of its intention to do so. Action by: Chief, Enforcement Bureau. Adopted: 08/11/2004 by Forfeiture Order. (DA No. 04-2517). EB [DA-04-2517A1.doc](#) [DA-04-2517A1.pdf](#) [DA-04-2517A1.txt](#)

CAPSTAR RADIO OPERATING COMPANY. Issued a forfeiture in the amount of \$4,600 for failure to display the antenna structure registration number near the base of its antenna structure and failure to notify the FCC of a change in ownership information. Action by: Chief, Enforcement Bureau. Adopted: 08/10/2004 by Forfeiture Order. (DA No. 04-2497). EB [DA-04-2497A1.doc](#) [DA-04-2497A1.pdf](#) [DA-04-2497A1.txt](#)

EMMIS COMMUNICATIONS CORPORATION; EMMIS RADIO LICENSE CORPORATION. Adopted a Consent Decree with Emmis Communications Corporation, by which the Commission rescinds, vacates and cancels all outstanding forfeiture orders, memorandum, opinions and orders and Dismissed all complaints against Emmis. Action by: the Commission. Adopted: 08/10/2004 by ORDER. (FCC No. 04-199). EB [FCC-04-199A1.doc](#) [FCC-04-199A2.doc](#) [FCC-04-199A3.doc](#) [FCC-04-199A1.pdf](#) [FCC-04-199A2.pdf](#) [FCC-04-199A3.pdf](#) [FCC-04-199A1.txt](#) [FCC-04-199A2.txt](#) [FCC-04-199A3.txt](#)

LEWIS MEMORIAL BAPTIST CHURCH. Denied the Petition. Action by: Deputy Chief, Policy Division, Media Bureau. Adopted: 08/09/2004 by MO&O. (DA No. 04-2514). MB [DA-04-2514A1.doc](#) [DA-04-2514A1.pdf](#) [DA-04-2514A1.txt](#)

FRONTIER, A CITIZENS COMMUNICATIONS COMPANY. Denied the Petition for Reconsideration. Action by: Deputy Chief, Media Bureau. Adopted: 08/09/2004 by Order on Reconsideration. (DA No. 04-2513). MB [DA-04-2513A1.doc](#) [DA-04-2513A1.pdf](#) [DA-04-2513A1.txt](#)

RECLASSIFICATION OF LICENSE OF STATION KCDD, HAMLIN, TX. Issued Show Cause Order in this proceeding. (Dkt No. RM-11026). Action by: Assistant Chief, Audio Division, Media Bureau. Comments Due: 09/27/2004. Adopted: 08/10/2004 by Order to Show Cause. (DA No. 04-2502). MB [DA-04-2502A1.doc](#) [DA-04-2502A1.pdf](#) [DA-04-2502A1.txt](#)

RECLASSIFICATION OF LICENSE OF FM STATION KYKS, LUFKIN, TX. Issued Show Cause Order in this proceeding. (Dkt No. RM-11030). Action by: Assistant Chief, Audio Division, Media Bureau. Comments Due:

09/27/2004. Adopted: 08/10/2004 by Order to Show Cause. (DA No. 04-2503). MB [DA-04-2503A1.doc](#) [DA-04-2503A1.pdf](#) [DA-04-2503A1.txt](#)

RECLASSIFICATION OF LICENSE OF FM STATION KSHE, CRESTWOOD, MO. Issued Show Cause Order in this proceeding. (Dkt No. RM-11032). Action by: Assistant Chief, Audio Division, Media Bureau. Comments Due: 09/27/2004. Adopted: 08/10/2004 by Order to Show Cause. (DA No. 04-2505). MB [DA-04-2505A1.doc](#) [DA-04-2505A1.pdf](#) [DA-04-2505A1.txt](#)

RECLASSIFICATION OF LICENSE OF FM STATION KJYO, OKLAHOMA CITY, OK. Issued Show Cause Order in this proceeding. (Dkt No. RM-11029). Action by: Assistant Chief, Audio Division, Media Bureau. Comments Due: 09/27/2004. Adopted: 08/10/2004 by Order to Show Cause. (DA No. 04-2504). MB [DA-04-2504A1.doc](#) [DA-04-2504A1.pdf](#) [DA-04-2504A1.txt](#)

FM TABLE OF ALLOTMENTS, CENTER, TX. Proposed Amendment of FM Table of Allotments for this community.. (Dkt No. 04-317 , RM-11004). Action by: Assistant Chief, Audio Division, Media Bureau. Comments Due: 10/04/2004. Reply Comments Due: 10/19/2004. Adopted: 08/10/2004 by NPRM. (DA No. 04-2499). MB [DA-04-2499A1.doc](#) [DA-04-2499A1.pdf](#) [DA-04-2499A1.txt](#)

FM TABLE OF ALLOTMENTS, CULEBRA, PR. Proposed Amendment of FM Table of Allotments for this community. (Dkt No. 04-318 , RM-11040). Action by: Assistant Chief, Audio Division, Media Bureau. Comments Due: 10/04/2004. Reply Comments Due: 10/19/2004. Adopted: 08/10/2004 by NPRM. (DA No. 04-2500). MB [DA-04-2500A1.doc](#) [DA-04-2500A1.pdf](#) [DA-04-2500A1.txt](#)

FM TABLE OF ALLOTMENTS, SPARTA AND MORRISON, TN. Proposed Amendment of FM Table of Allotment for these communities. (Dkt No. 04-316 , RM-11047). Action by: Assistant Chief, Audio Division, Media Bureau. Comments Due: 10/04/2004. Reply Comments Due: 10/19/2004. Adopted: 08/10/2004 by NPRM. (DA No. 04-2498). MB [DA-04-2498A1.doc](#) [DA-04-2498A1.pdf](#) [DA-04-2498A1.txt](#)

FM TABLE OF ALLOTMENTS, REFUGIO, SINTON, AND TAFT, TX. Proposed Amendment of FM Table of Allotments for these communities. (Dkt No. 04-299 , RM-10958). Action by: Assistant Chief, Audio Division, Media Bureau. Comments Due: 10/04/2004. Reply Comments Due: 10/19/2004. Adopted: 08/10/2004 by NPRM. (DA No. 04-2460). MB [DA-04-2460A1.doc](#) [DA-04-2460A1.pdf](#) [DA-04-2460A1.txt](#)

FM TABLE OF ALLOTMENTS, GOLDSBORO, SMITHFIELD, LOUISBURG, AND ROLESVILLE, NC. Amended FM Table of Allotments for these communities. (Dkt No. 02-40 , RM-10377). Action by: Assistant Chief, Audio Division, Media Bureau. Adopted: 08/10/2004 by R&O. (DA No. 04-2507). MB [DA-04-2507A1.doc](#) [DA-04-2507A1.pdf](#) [DA-04-2507A1.txt](#)

RECLASSIFICATION OF LICENSE OF STATIONS KXXY-FM, OKLAHOMA CITY, OK AND KATT-FM, OKLAHOMA CITY, OK. Issued Show Cause Order in this proceeding. (Dkt No. RM-11031). Action by: Assistant Chief, Audio Division, Media Bureau. Comments Due: 09/27/2004. Adopted: 08/10/2004 by Order to Show Cause. (DA No. 04-2506). MB [DA-04-2506A1.doc](#) [DA-04-2506A1.pdf](#) [DA-04-2506A1.txt](#)

FM TABLE OF ALLOTMENTS, COAL RUN, KY AND CLINCHCO, VA. Proposed Amendment of FM Table of Allotments for these communities. By Order to Show Cause. (Dkt No. 04-319 , RM-10984). Action by: Assistant Chief, Audio Division, Media Bureau. Comments Due: 10/04/2004. Reply Comments Due: 10/19/2004. Adopted: 08/10/2004 by NPRM. (DA No. 04-2501). MB [DA-04-2501A1.doc](#) [DA-04-2501A1.pdf](#) [DA-04-2501A1.txt](#)

FM TABLE OF ALLOTMENTS, LIBERTY, PA ET AL. Amended FM Table of Allotments for various communities. Reserved certain vacant FM allotments in various communities for noncommercial educational use. (Dkt No. 04-127 , 04-128). Action by: Assistant Chief, Audio Division, Media Bureau. Adopted: 08/10/2004 by R&O. (DA No. 04-2508). MB [DA-04-2508A1.doc](#) [DA-04-2508A1.pdf](#) [DA-04-2508A1.txt](#)

**DIGITAL OUTPUT PROTECTION TECHNOLOGY AND RECORDING METHOD CERTIFICATIONS.**

Approved thirteen digital output protection technologies and recording methods under the evaluative criteria established in the Digital Broadcast Content Protection Report and Order ("Broadcast Flag Order"), subject to certain conditions. (Dkt No. 04-68 , 04-55). Action by: the Commission. Adopted: 08/04/2004 by ORDER. (FCC No. 04-193). MB [FCC-04-193A1.doc](#) [FCC-04-193A2.doc](#) [FCC-04-193A1.pdf](#) [FCC-04-193A2.pdf](#) [FCC-04-193A1.txt](#) [FCC-04-193A2.txt](#)

COMMONWEALTH OF VIRGINIA. Granted in part and denied in part the Request for Waiver. Action by: Chief, Public Safety and Critical Infrastructure Division, Wireless Telecommunications Bureau. Adopted: 08/11/2004 by ORDER. (DA No. 04-2516). WTB [DA-04-2516A1.doc](#) [DA-04-2516A1.pdf](#) [DA-04-2516A1.txt](#)

BAYPOINT TV, INC. Granted the Petition for Reconsideration. By Order on Further Reconsideration. Action by: Deputy Chief, Broadband Division, Wireless Telecommunications Bureau. Adopted: 08/11/2004 by Order on Reconsideration. (DA No. 04-2519). WTB [DA-04-2519A1.doc](#) [DA-04-2519A1.pdf](#) [DA-04-2519A1.txt](#)